

Bureau of Health Care Quality & Compliance

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:  <b>NVS351AGC</b>	(X2) MULTIPLE CONSTRUCTION A. BUILDING _____ B. WING _____	(X3) DATE SURVEY COMPLETED  <b>03/26/2009</b>
NAME OF PROVIDER OR SUPPLIER  <b>REGENCY PALMS ASSISTED LIVING</b>		STREET ADDRESS, CITY, STATE, ZIP CODE <b>3985 PEARL STREET LAS VEGAS, NV 89121</b>		
(X4) ID PREFIX TAG	SUMMARY STATEMENT OF DEFICIENCIES (EACH DEFICIENCY MUST BE PRECEDED BY FULL REGULATORY OR LSC IDENTIFYING INFORMATION)	ID PREFIX TAG	PROVIDER'S PLAN OF CORRECTION (EACH CORRECTIVE ACTION SHOULD BE CROSS-REFERENCED TO THE APPROPRIATE DEFICIENCY)	(X5) COMPLETE DATE
Y 000	Initial Comments  The findings and conclusions of any investigation by the Health Division shall not be construed as prohibiting any criminal or civil investigations, actions or other claims for relief that may be available to any party under applicable federal, state, or local laws.  This Statement of Deficiencies was generated as a result of an annual State Licensure survey and complaint investigation conducted in your facility on 3/26/09. This State Licensure survey was conducted by the authority of NRS 449.150, Powers of the Health Division. The facility received an annual survey grade of C.  The facility is licensed for 64 Residential Facility for Group beds for elderly and disabled persons, 54 Category I and 10 Category II residents. The census at the time of the survey was 45. Fifteen resident files were reviewed and 10 employee files were reviewed with an additional 17 employee files reviewed for tuberculosis testing. One discharged resident file was reviewed.  Complaint #NV00021362 was substantiated. See Tag Y103.  The following deficiencies were identified:	Y 000		
Y 103 SS=F	449.200(1)(d) Personnel File - NAC 441A  NAC 449.200 1. Except as otherwise provided in subsection 2, a separate personnel file must be kept for each member of the staff of a facility and must include: (d) The health certificates required pursuant to chapter 441A of NAC for the employee.	Y 103		

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TITLE

(X6) DATE

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE

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Y 103	Continued From page 1  This Regulation is not met as evidenced by: Based on record review and interview on 3/26/09, the facility failed to ensure that 15 of 27 employees complied with NAC 441A.375 regarding tuberculosis testing (Employee #2, #3, #4, #6, #8, #9, #10, #13, #14, #18, #19, #20, #21, #23 and #25) for the protection of all residents.  This was a repeat deficiency from the 4/24/08 State Licensure survey.  Severity: 2 Scope: 3	Y 103		
Y 105 SS=D	449.200(1)(f) Personnel File - Background Check  NAC 449.200 1. Except as otherwise provided in subsection 2, a separate personnel file must be kept for each member of the staff of a facility and must include: (f) Evidence of compliance with NRS 449.176 to 449.185, inclusive.  This Regulation is not met as evidenced by: Based on record review on 3/26/09, the facility failed to ensure 1 of 10 employees met background check requirements (Employee #5).  This was a repeat deficiency from the 4/24/08 State Licensure survey.  Severity: 2 Scope: 1	Y 105		
Y 106 SS=D	449.200(2)(a) Personnel File - 1st aid & CPR	Y 106		

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Y 106	Continued From page 2  NAC 449.200 2. The personnel file for a caregiver of a residential facility must include, in addition to the information required pursuant to subsection 1, (a) A certificate stating that the caregiver is currently certified to perform first aid and cardiopulmonary resuscitation.  This Regulation is not met as evidenced by: Based on record review on 3/26/09, the facility failed to ensure that 1 of 7 caregivers were trained in first aid (Employee #1).  This was a repeat deficiency from the 12/9/08 State Licensure survey.  Severity: 2 Scope: 1	Y 106		
Y 255 SS=F	449.217(6)(a)(b) Permits - Comply with NAC 446  NAC 449.217 6. A residential facility with more than 10 residents must: (a) Comply with the standards prescribed in chapter 446 of NAC. (b) Obtain the necessary permits from the Bureau of Health Protection Services of the Division.	Y 255		

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Y 255	<p>Continued From page 3</p> <p>This Regulation is not met as evidenced by: Based on observation and interview on 3/26/09, the facility failed to ensure:</p> <ul style="list-style-type: none"> <li>- beverages used by staff had lids and straws, and were not stored on food preparation surfaces;</li> <li>- the handles of the scoops in the white and brown sugars bins were not in contact with the food product;</li> <li>- the household microwave in the kitchen had been replaced with one of commercial (NSF) grade (repeat violation);</li> <li>- worn cutting boards had been replaced with new cutting boards with smooth, cleanable surfaces (repeat violation);</li> <li>- clean wiping clothes were being used in the kitchen and were stored in sanitizer buckets with the appropriate level of sanitizing solution;</li> <li>- all food contact areas were clean, notably the cutting boards, preparation tables, microwave interior, and interiors of the reach-ins;</li> <li>- all other areas of the kitchen were kept clean, notably all the shelves, knife handles, the fryer cabinet, the fans in the produce reach-in, and dry food containers;</li> <li>- clean cookware was stored on clean shelves and not under preparation tables where they were splashed with food;</li> <li>- floors throughout the kitchen were clean of grease and food debris, especially under kitchen equipment;</li> <li>- floor sinks were kept clean; and</li> <li>- the walls in the kitchen were kept clean and chips in the wall paint had been repaired (repeat violation).</li> </ul> <p>Severity: 2 Scope: 3</p>	Y 255		

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Y 876 SS=C	<p>449.2742(4) NRS 449.037</p> <p>NAC 449.2742</p> <p>4. Except as otherwise provided in this subsection, a caregiver shall assist in the administration of medication to a resident if the resident needs the caregiver's assistance. A caregiver may assist the ultimate user of controlled substances or dangerous drugs only if the conditions prescribed in subsection 6 of NRS 449.037 are met.</p> <p>This Regulation is not met as evidenced by: Based on record review on 3/26/09, the facility failed to ensure that an ultimate user agreement was obtained for 8 of 15 residents. (Resident #1, #4, #5, #7, #10, #11, #12 and #15) This deficiency was corrected at the time of the survey.</p> <p>Severity: 1 Scope: 3</p>		Y 876		
Y 878 SS=D	<p>449.2742(6)(a)(1) Medication / Change order</p> <p>NAC 449.2742</p> <p>6. Except as otherwise provided in this subsection, a medication prescribed by a physician must be administered as prescribed by the physician. If a physician orders a change in the amount or times medication is to be administered to a resident:</p> <p>(a) The caregiver responsible for assisting in the administration of the medication shall:</p> <p>(1) Comply with the order.</p>		Y 878		

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Y 878	Continued From page 5  This Regulation is not met as evidenced by: Based on record review and interview on 3/26/09, the facility failed to ensure that 2 of 15 residents had medication available to receive as prescribed (Resident #4 and #8).  This was a repeat deficiency from the 4/24/08 State Licensure survey.  Severity: 2 Scope: 1	Y 878		
Y 936 SS=F	449.2749(1)(e) Resident file  NAC 449.2749 1. A separate file must be maintained for each resident of a residential facility and retained for at least 5 years after he permanently leaves the facility. The file must be kept locked in a place that is resistant to fire and is protected against unauthorized use. The file must contain all records, letters, assessments, medical information and any other information related to the resident, including without limitation: (e) Evidence of compliance with the provisions of chapter 441A of NRS and the regulations adopted pursuant thereto.  This Regulation is not met as evidenced by: Based on record review on 3/26/09, the facility failed to ensure that 6 of 15 residents complied with NAC 441A.380 regarding tuberculosis testing (Resident #3, #4, #6, #7, #8 and #9) which affected all residents.  This was a repeat deficiency from the 4/24/08 State Licensure survey.	Y 936		

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Y 936	Continued From page 6  Severity: 2 Scope: 3	Y 936			
Y1001 SS=F	<p>449.2758(1) Training Requirements</p> <p>NAC 449.2758</p> <p>1. Within 60 days after being employed by a residential facility for elderly or disabled persons, a caregiver must receive not less than 4 hours of training related to the care of those residents.</p> <p>2. As used in this section, " residential facility for elderly or disabled persons " means a residential facility that provides care to elderly or disabled persons who require assistance or protective supervision because they suffer from infirmities or disabilities.</p> <p>This Regulation is not met as evidenced by: Based on record review on 3/26/09, the facility failed to ensure that a minimum of 4 hours of training related to the care of elderly and disabled residents was received within 60 days of hire by 3 of 3 caregivers hired in the last 12 months (Employee #2, #5 and #7).</p> <p>This is a repeat deficiency from the 12/9/08 State Licensure survey.</p> <p>Severity: 2 Scope: 3</p>	Y1001			

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